

AMENDMENTS TO LB 818

Introduced by Schrock, 38

1 1. Insert the following new sections:

2 Sec. 2. Section 81-15,160, Revised Statutes Cumulative
3 Supplement, 2004, is amended to read:

4 81-15,160 (1) The Waste Reduction and Recycling Incentive
5 Fund is created. The department shall deduct from the fund amounts
6 sufficient to reimburse itself for its costs of administration
7 of the fund. The fund shall be administered by the Department
8 of Environmental Quality. The fund shall consist of proceeds from
9 the fees imposed pursuant to the Waste Reduction and Recycling
10 Incentive Act.

11 (2) The fund may be used for purposes which include, but
12 are not limited to:

13 (a) Technical and financial assistance to political
14 subdivisions for creation of recycling systems and for modification
15 of present recycling systems;

16 (b) Recycling and waste reduction projects, including
17 public education, planning, and technical assistance;

18 (c) Market development for recyclable materials separated
19 by generators, including public education, planning, and technical
20 assistance;

21 (d) Capital assistance for establishing private and
22 public intermediate processing facilities for recyclable materials
23 and facilities using recyclable materials in new products;

1 (e) Programs which develop and implement composting of
2 yard waste and composting with sewage sludge;

3 (f) Technical assistance for waste reduction and waste
4 exchange for waste generators;

5 (g) Programs to assist communities and counties to
6 develop and implement household hazardous waste management
7 programs; and

8 (h) Capital assistance for establishing private and
9 public facilities to manufacture combustible waste products and
10 to incinerate combustible waste to generate and recover energy
11 resources. ~~7 except that no disbursements shall be made under this~~
12 ~~section for scrap tire processing related to tire-derived fuel.~~

13 The State Treasurer shall transfer two million one
14 hundred thousand dollars from the Waste Reduction and Recycling
15 Incentive Fund to the General Fund within five days after August
16 16, 2002.

17 (3) Grants up to one million dollars annually shall be
18 available until June 30, ~~2007~~ 2011, for new scrap tire projects
19 only, if acceptable scrap tire project applications are received.
20 Eligible categories of disbursement under section 81-15,161 may
21 include, but are not limited to:

22 (a) Reimbursement for the purchase of crumb rubber
23 generated and used in Nebraska, with disbursements not to exceed
24 fifty percent of the cost of the crumb rubber;

25 (b) Reimbursement for the purchase of tire-derived
26 product which utilizes a minimum of twenty-five percent recycled
27 tire content, with disbursements not to exceed twenty-five percent

1 of the product's retail cost, except that persons who applied for
2 a grant between June 1, 1999, and May 31, 2001, for the purchase
3 of tire-derived product which utilizes a minimum of twenty-five
4 percent recycled tire content may apply for reimbursement on or
5 before July 1, 2002. Reimbursement shall not exceed twenty-five
6 percent of the product's retail cost and may be funded in fiscal
7 years 2001-02 and 2002-03;

8 (c) Participation in the capital costs of building,
9 equipment, and other capital improvement needs or startup costs for
10 scrap tire processing, including processing related to tire-derived
11 fuel, or manufacturing of tire-derived product, with disbursements
12 not to exceed fifty percent of such costs or five hundred
13 thousand dollars, whichever is less. Disbursements shall not exceed
14 twenty-five percent of such costs or two hundred fifty thousand
15 dollars, whichever is less, if the scrap tire processing relates to
16 tire-derived fuel;

17 (d) Participation in the capital costs of building,
18 equipment, or other startup costs needed to establish collection
19 sites or to collect and transport scrap tires, with disbursements
20 not to exceed fifty percent of such costs;

21 (e) Cost-sharing for the manufacturing of tire-derived
22 product, with disbursements not to exceed twenty dollars per ton
23 or two hundred fifty thousand dollars, whichever is less, to any
24 person annually;

25 (f) Cost-sharing for the processing of scrap tires, with
26 disbursements not to exceed twenty dollars per ton or two hundred
27 fifty thousand dollars, whichever is less, to any person annually;

1 (g) Cost-sharing for the use of scrap tires for civil
2 engineering applications for specified projects, with disbursements
3 not to exceed twenty dollars per ton or two hundred fifty thousand
4 dollars, whichever is less, to any person annually; and

5 (h) Disbursement to a political subdivision up to one
6 hundred percent of costs incurred in cleaning up scrap tire
7 collection and disposal sites.

8 The director shall give preference to projects which
9 utilize scrap tires generated and used in Nebraska and to
10 educational institutions to purchase tire-derived products.

11 (4) Priority for grants made under section 81-15,161
12 shall be given to grant proposals demonstrating a formal
13 public/private partnership except for grants awarded from fees
14 collected under subsection (6) of section 13-2042.

15 (5) Grants awarded from fees collected under subsection
16 (6) of section 13-2042 may be renewed for up to a five-year
17 grant period. Such applications shall include an updated integrated
18 solid waste management plan pursuant to section 13-2032. Annual
19 disbursements are subject to available funds and the grantee
20 meeting established grant conditions. Priority for such grants
21 shall be given to grant proposals showing regional participation
22 and programs which address the first integrated solid waste
23 management hierarchy as stated in section 13-2018 which shall
24 include toxicity reduction. Disbursements for any one year shall
25 not exceed fifty percent of the total fees collected after rebates
26 under subsection (6) of section 13-2042 during that year.

27 (6) Any person who stores waste tires in violation

1 of section 13-2033, which storage is the subject of abatement
2 or cleanup, shall be liable to the State of Nebraska for the
3 reimbursement of expenses of such abatement or cleanup paid by the
4 Department of Environmental Quality.

5 (7) The Department of Environmental Quality may receive
6 gifts, bequests, and any other contributions for deposit in the
7 Waste Reduction and Recycling Incentive Fund. Any money in the fund
8 available for investment shall be invested by the state investment
9 officer pursuant to the Nebraska Capital Expansion Act and the
10 Nebraska State Funds Investment Act.

11 Sec. 4. The following section is outright repealed:
12 Section 81-1504.03, Revised Statutes Cumulative Supplement, 2004.

13 2. On page 4, line 6, strike "section 13-2039" and insert
14 "sections 13-2039 and 81-15,160".

15 3. Renumber the remaining sections accordingly.